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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA

INCLINE ENERGY, LLC, a Nevada limited Liability company,

Plaintiff,

VS.

DAYNA MICHELLE BILLINGS-HOLT, an individual; MICHAEL EVANGELISTA-YSAGASA, an individual; DEBE HOLT, an individual; and DOES I through X, inclusive;

Defendants.

Case No.: 10-cv-00713-RCJ-VPC

Consolidated with Case No.: 10-cv-00714-

RCJ-VPC

ORDER

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE AS TO DEFENDANTS IN CASE NO. 10-CV-00714-RCJ-VPC

Plaintiff, INCLINE ENERGY, LLC, by and through its counsel of record, Andrea K. Pressler, of ERICKSON, THORPE & SWAINSTON, LTD, hereby serves notice of dismissal without prejudice of the Complaint against DAYNA MICHELLE BILLINGS-HOLT, MICHAEL EVANGELISTA-YSASAGA and DEBE HOLT, originally filed under Case Number 10-CV-00714-RCJ-VPC, consolidated with 10-CV-00713-RCJ-VPC, pursuant to Fed. R. Civ. P 41(a)(1).

DATED this 27th day of April, 2011. ERICKSON, THORPE & SWAINSTON, LTD

By:/s/ Andrea Pressler
ANDREA PRESSLER
Attorney for Plaintiff

IT IS SO ORDERED:

DATED: This 28th day of April, 2011.

UNITED STATES DISTRICT JUDGE